IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

Crl.Rev.Pet.No. 1117 of 2007()

C.C. NO. 474 OF 2003 OF THE J.F.C.M. KAYAMKLAM
CRA.523 OF 2005 OF ADDL.DISTRICT AND SESSIONS JUDGE
FAST TRACK (ADHOC), MAVELIKKARA

REVN. PETITIONER: APPELLANT/ACCUSED

JOSE JOSEPH, S/O.A.M.JOSEPH,
ANDIYANIKULATHU HOUSE, MANNADISSALAKKARA,
VECHOOCHIRA P.O., RANNI.

BY ADV. SRI.K.HARILAL

RESPONDENTS: COMPLAINANT AND STATE

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1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. T.M.BASHEER, THATTUPURACKAL HOUSE,
NEAR M.S.M.H.S., KAYAMKULAM.

BY ADV. SRI.G.SUDHEER
PUBLIC PROSECUTOR SRI. K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 21/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 1117 of 2007

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Dated, this the 21st day of August 2007

ORDER

The accused in C.C. No. 474 of 2003 .on th**e file** of the J.F.C.M, Kayamkulam for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A No. 8919 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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